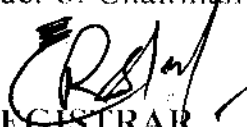


# FORM OF ORDER SHEET

Court of \_\_\_\_\_

**Appeal No.** 853/2024

S.No.	Date of order proceedings	Order or other proceedings with signature of judge
1	2	3
1-	20/06/2024	<p>The appeal of Mr. Abid Ali presented today by Mr. Imdad Ullah Advocate. It is fixed for preliminary hearing before touring Single Bench at Swat on 03.07. 2024. Parcha Peshi given to counsel for the appellant.</p> <p>By the order of Chairman.</p> <p> REGISTRAR</p>

BEFORE THE KHYBER PAKHTUNKHWA SERVICE TRIBUNAL,  
PESHAWAR

Service Appeal No. 853 of 2024

Abid Ali S/o Muhammad Ismail Ex-Registered Nurse Officer R/o Mohalla  
Malalay, Dakorak, Tehsil Charbagh, District Swat.

...Appellant

VERSUS

Secretary Health Department Government of Khyber Pakhtunkhwa, Peshawar and  
Another.

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Appellant Through

*Imdad Ullah*

Imdad Ullah

Advocate Swat

Office: Khan Plaza, Gulshone Chowk,

Mingora Swat, Cell 0333 929 7746

Email: imdadswati@gmail.com

①

**BEFORE THE KHYBER PAKHTUNKHWA**  
**SERVICE TRIBUNAL, PESHAWAR**

Service Appeal No. 853 of 2024

Abid Ali S/o Muhammad Ismail Ex-Registered Nurse  
Officer R/o Mohalla Malalay, Dakorak, Tehsil Charbagh,  
District Swat.

...Appellant

VERSUS

1. Secretary Health Department Government of  
Khyber Pakhtunkhwa, Peshawar.
2. The Director General Health Services, Government  
of Khyber Pakhtunkhwa, Peshawar.

...Respondents

SERVICE APPEAL UNDER SECTION 4  
OF THE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL ACT, 1974  
AGAINST ORDER NO. 7182-86/E.II  
DATE PESHAWAR THE 26-02-2024 VIDE  
WHICH MAJOR PENALTY OF  
REMOVAL FROM SERVICE IS  
IMPOSED UPON THE APPELLANT  
AGAINST THE LAW, RULES AND  
FACTS AND IS LIABLE TO BE SET  
ASIDE, FEELING AGGRIEVED OF THE  
SAME THE APPELLANT SUBMITTED A  
DEPARTMENTAL APPEAL, BUT THE  
SAME WAS NOT RESPONDED TO  
DESPITE THE LAPSE OF STATUTORY  
PERIOD OF TIME.

---

PRAYER:

*That on acceptance of this service appeal the order impugned may very kindly be set aside and the Appellant reinstated back into service with all back/ consequential benefits.*

---

*Respectfully Sheweth:*

*Facts:*

- i. That the Appellant was appointed as Male Nurse in March, 2020 and was working as Male Nurse at Saidu Group of Teaching Hospitals.*
- ii. That the Appellant applied for the post of Nurse at the Ministry of Health Kuwait and also applied for NOC. Copy of the application along with the covering letter is enclosed as Annexure "A".*
- iii. That the said NOC was granted vide letter No. 3508/E.II dated 23-09-2020. Copy of the letter dated 23-09-2020 is enclosed as Annexure "B".*
- iv. That the Appellant after getting the NOC applied for Extra Ordinary Leave (Ex-Pakistan) w.e.f. 01-11-2020 for a total period of 730 days. The leave without pay was sanctioned vide office order No. 4038-41/E-II dated Pesh. The 27-10-2020. Copy of the office order dated 27-10-2020 is enclosed as Annexure "C".*
- v. That the while abroad again applied for extension in the leave without pay by two years*

- i.e. w.e.f. 01-11-2022 till 01-11-2024, but the same was rejected vide Letter No. 6118-19/E,II dated Pesh. the 05-12-2022. Copy of the letter dated 05-12-2022 is enclosed as Annexure "D".*
- vi. *That the family of the Appellant was under threat as his uncle was murdered by unknown miscreants.*
- vii. *That while still waiting for the outcome of his application for extension of leave the Respondent Department initiated so called departmental proceedings against the Appellant.*
- viii. *That the Appellant arrived Pakistan in the year 2023 and soon after arrival reported for his duties, but he was informed that departmental action has been initiated against the Appellant.*
- ix. *That the Appellant got the knowledge of the publication and submitted a detailed reply and also requested for resumption of his duties. Copy of the reply is enclosed as Annexure "E".*
- x. *That still waiting for the action taken on the reply submitted, to the utmost surprise of the Appellant he was issued the impugned office order No. 7182-86/E.II date Peshawar the 26-02-2024, received by the Appellant on 02-03-2024. Copy of the order dated 26-02-2024 is enclosed as Annexure "F".*
- xi. *That the impugned order is passed in utter violation of the law and rules on the subject as*

no inquiry is ever been conducted and the Appellant has been condemned as unheard, although the Respondent Department was well within the knowledge that the Appellant is in his home town.

xii. That the Appellant feeling aggrieved and having no other option submitted departmental appeal, but the same was not responded to despite the lapse of statutory period of time. Copy of the departmental appeal is enclosed as Annexure "G".

xiii. That still feeling aggrieved and having no other option this Honourable Tribunal is approached for the redressal of the grievances on the following grounds.

Grounds:

a. That the Appellant has not been treated in accordance with the law and rules on the subject as before the imposition of major penalty a full dressed inquiry is mandatory, but in case of the Appellant the same has not been done to the utter detriment of the Appellant, thus making the whole process as well as the order impugned nullity in the eyes of law.

b. That the Appellant has been condemned as unheard as no chance of self defence was ever afforded to the Appellant, although the Appellant was present in his home town, neither was the Appellant afforded

any opportunity to defend any evidence used and the charges levelled against the Appellant, thus denying the Appellant his vested right.

- c. That this is a classic case of abuse of authority and exercise of the same in a very colorful, fanciful and arbitrary manner to the utter detriment of the appellant, which the law never approves of.
- d. That the Appellant has been discriminated as well.
- e. That the Appellant has been denied his vested right in the shape of legitimate expectancy as well.
- f. That the Appellant has not committed any act of commission or omission which may constitute any offence under any law.

It is, therefore, very respectfully prayed that on acceptance of this service appeal the order impugned may very kindly be set aside and the Appellant reinstated back into service with all back / consequential benefits.

Any other relief deemed appropriate in the circumstances and not specifically prayed for may also very kindly be granted in the circumstances.

Appellant  
Ab Ali  
Abid Ali

Through Counsels,  
Aziz-ur-Rahman  
Imdad Ullah  
Advocates Swat

6

BEFORE THE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. \_\_\_\_\_ of 2024

Abid Ali S/o Muhammad Ismail Ex-Registered Nurse  
Officer R/o Mohalla Malalay, Dakorak, Tehsil Charbagh,  
District Swat.

...Appellant

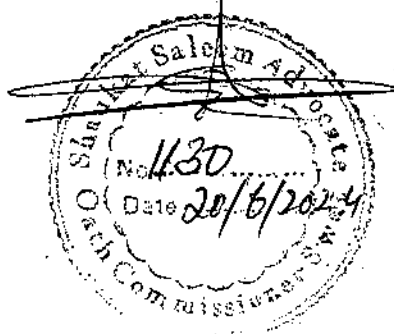
VERSUS

Secretary Health Department Government of Khyber  
Pakhtunkhwa, Peshawar and Another.

...Respondents

AFFIDAVIT

It is solemnly stated on Oath that all the contents of  
this service appeal are true and correct to the best of my  
knowledge and belief and nothing has either been  
misstated or kept concealed before this Honourable  
Tribunal.



Deponent  
*Abid Ali*  
Abid Ali



BEFORE THE KHYBER PAKHTUNKHWA  
SERVICE TRIBUNAL, PESHAWAR

Service Appeal No. \_\_\_\_\_ of 2024

Abid Ali S/o Muhammad Ismail Ex-Registered Nurse  
Officer R/o Mohalla Malalay, Dakorak, Tehsil Charbagh,  
District Swat.

...Appellant

VERSUS

Secretary Health Department Government of Khyber  
Pakhtunkhwa, Peshawar and Another.

...Respondents

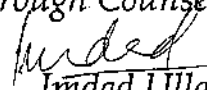
ADDRESSES OF THE PARTIES

Appellant:

Abid Ali S/o Muhammad Ismail Ex-Registered Nurse  
Officer R/o Mohalla Malalay, Dakorak, Tehsil Charbagh,  
District Swat.

Respondents:

1. Secretary Health Department Government of  
Khyber Pakhtunkhwa, Peshawar.
2. The Director General Health Services, Government  
of Khyber Pakhtunkhwa, Peshawar.

Appellant  
Through Counsel,  
  
Imdad Ullah  
Advocate Swat



OFFICE OF THE  
MEDICAL SUPERINTENDENT

SAIDU GROUP OF TEACHING HOSPITALS SAIDU SHARIF SWAT

Ph: 0946-9240126-27, Fax: 0946 9240122

Dated Saidu Sharif the 10/09/2020

No. \_\_\_\_\_  
To

The Director General Health Services,  
Khyber Pakhtunkhwa Peshawar.

Subject: APPLY FOR THE POST OF NURSE AT MINISTRY OF HEALTH KUWAIT.

Sir,

Enclosed, please find herewith a self-explanatory application in respect of Mr. Abid Ali S/O Muhammad Ismail, Charge Nurse BPS-16 SGTH Swat applying for the post of Nurse at Ministry Of Health Kuwait for further necessary action please.

MEDICAL SUPERINTENDENT  
S.G.T.H, Saidu Sharif, Swat

No. 10575/PP

Copy forwarded official concerned.

MEDICAL SUPERINTENDENT  
S.G.T.H, Saidu Sharif, Swat

Attested  
*Abid*  
Advocate



9A

**DIRECTORATE GENERAL HEALTH SERVICES  
KHYBER PAKHTUNKHWA PESHAWAR**

All communications Should be Addressed to The Director General  
Health Services Peshawar and not to any official by name  
Office Ph (09) - 9210269 Exchange (09) - 9210187, 091 - 9210196 Fax (09) - 9210230

**OFFICE ORDER.**

On the recommendation of Khyber Pakhtunkhwa Public Service Commission, the following Charge Nurses are hereby appointed in (BPS-16) @ Rs. 18910-1520-64510, plus usual allowances as admissible under the rules, on regular basis and posted against the vacant post in the Hospitals mentioned against their names with immediate effect :-

S.No.	Name with Father's Name	Place of Posting	Remarks
1.	Riaz Ahmad S/O Ahmad Sahib	SGTH Swat	Against the vacant Post
2.	Muhammad Ilyas S/O Zahir Gul	DHQ Hospital, Timergara	Against the vacant Post
3.	Muhammad Ayaz S/O Muhammad Khitab	DHQ Hospital, Parachinar	Against the vacant Post
4.	Abdul Hameed S/O Bakht Zamin Khan	SGTH Swat	Against the vacant Post
5.	Shahid Zafar S/O Shah Rawan	SGTH Swat	Against the vacant Post
6.	Nadar Khan S/O Qadar Khan	SGTH Swat	Against the vacant Post
7.	Noor Islam S/O Akhtar Hussain	Category-D Hospital, Barawal (Upper Dir)	Against the vacant Post
8.	Abid Ali S/O Muhammad Ismail	SGTH Swat	Against the vacant Post
9.	Muhammad Islam S/O Amir Dost Khan	DHQ Hospital, Batkhela	Against the vacant Post
10.	Tahir Amin S/O Muhammad Amin	SGTH Swat	Against the vacant Post
11.	Khalid Khan S/O Muhammad Arif Khan	SGTH Swat	Against the vacant Post
12.	Anwarullah S/O Bakht Zamin Khan	SGTH Swat	Against the vacant Post
13.	Rubina Bibi D/O Sardar Nageen	DHQ Hospital Upper Dir	Against the vacant Post
14.	Shahina BiBi D/O Sharaf Uddin	DHQ Hospital Upper Dir	Against the vacant Post
15.	Bashir-Iqbal S/O Abdur Rehman	Type-D Hospital, Shlam South Waziristan	Against the vacant Post
16.	Sheraz Khan S/O Mukammil Shah	BKMC Swabi	Against the vacant Post
17.	Saima Hussain D/O Muhammad Hussain	DHQ Hospital Upper Dir	Against the vacant Post
18.	Imran Khan S/O Pinin Khan	Category-D Hospital, Patrak (Upper Dir)	Against the vacant Post
19.	Farooq Hussain S/O Abdul Qayum	SGTH Swat	Against the vacant Post
20.	Muhammad Shahab Khan S/O Fazal Sattar	SGTH Swat	Against the vacant Post
21.	Nadra D/O Fazli Rabbi	SGTH Swat	Against the vacant Post
22.	Khaista Rawan S/O Sheer Zada	DHQ Hospital, Timergara	Against the vacant Post
23.	Muhammad Nasir S/O Ziarat Gul	SGTH Swat	Against the vacant Post
24.	Gohar Ali S/O Karim Dad Shah	BKMC Swabi	Against the vacant Post

276.	Afroz Bibi D/O Bakht Sherawan	SGTH Swat	Against the vacant Post
277.	Rafia Begum D/O Umer Yar Khan	DHQ Hospital, KDA Kohat	Against the vacant Post
278.	Kainat D/O Muhammad Ghaffar	Category-C Hospital, Chakdara Lower Dir	Against the vacant Post
279.	Razia Bibi D/O Shamsur Rahman	SGTH Swat	Against the vacant Post
280.	Nadia D/O Saran Zeb	SGTH Swat	Against the vacant Post
281.	Nusrat Jamil D/O Sher Wali Shah	DHQ Hospital Upper Dir	Against the vacant Post
282.	Shaista D/O Abdul Manan	DHQ Hospital, Swabi	Against the vacant Post
283.	Hashima Bano D/O Sher Nabat Khan	DHQ Hospital Upper Dir	Against the vacant Post
284.	Gule Chamman D/O Tauseef Irfan	DHQ Hospital, KDA Kohat	Against the vacant Post
285.	Hasina Bibi D/O Ali Murad Baig	DHQ Hospital Upper Dir	Against the vacant Post
286.	Sultan Razia D/O Muhammad Hayat	DHQ Hospital Upper Dir	Against the vacant Post
287.	Amna Bibi D/O Mumtaz Khan	DHQ Hospital, Battagram	Against the vacant Post
288.	Mehwish Nida D/O Rehmat Gul	DHQ Hospital, Kohat	Against the vacant Post
289.	Khadija Bibi D/O Mian Jaan	BKMC Swat	Against the vacant Post
290.	Lubna Bashir D/O Muhammad Bashir Khan	SGTH Swat	Against the vacant Post
291.	Nazia Ishaq D/O Muhammad Ishaq	Category-D Hospital, Manki Sharif Nowshera	Against the vacant Post
292.	Shahina Jahan D/O Shahi Gul	DHQ Hospital Upper Dir	Against the vacant Post
293.	Afsha Jafar D/O Muhammad Jafar	SGTH Swat	Against the vacant Post
294.	Najma Bibi D/O Yaquab Khan	DHQ Hospital Upper Dir	Against the vacant Post
295.	Sundas Shaheen D/O Shaheen Pervez	BKMC Swabi	Against the vacant Post
296.	Momal D/O Afzal Mumtaz	BKMC Swabi	Against the vacant Post
297.	Treeza Aziz D/O Aziz Jan Gill	SGTH Swat	Against the vacant Post
298.	Aneesa Jahangir D/O Jahangir Anjum	Category-C Hospital, Shabqadar Charsadda	Against the vacant Post
299.	Rameen Shakeel D/O Shakeel Nazir	Category-C Hospital, Tangi Charsadda	Against the vacant Post
300.	Samina Bhatti D/O Rafique Masih	BKMC Swabi	Against the vacant Post
301.	Rita Munir D/O Munir Masih	BKMC Swabi	Against the vacant Post

Their appointment in the Health Department Govt. of Khyber Pakhtunkhwa shall be subject to the following terms and conditions:-

01. They will be governed under the provisions contained in the Civil Servants Act Khyber Pakhtunkhwa, 1973, and the relevant Rules, Regulations & Policies framed thereunder, as amended or to be amended from time to time as well as all other laws Rules, Regulation & policies of the Govt. of Khyber Pakhtunkhwa Governing the cadre to which the employees belong; and
02. In line with the provisions of the Act *ibid*, they will be on probation initially for a period of two years extendable for a further period not exceeding one year; and

*[Handwritten signature]*

*[Handwritten signature]*

9C

- 03. Their appointment will be subject to the verification of documents of their academic qualification/s, etc. by the respective Medical Superintendents / District Health Officers from the concerned Board/Faculty/Councilor issuing authority; and
- 04. They will submit an undertaking on judicial stamp paper of appropriate value, stating that:
  - a. they have neither submitted any documents with initial application form for this employment, nor shall they submit any documents during the course of or in relation with their employment, which were or will be fake or not genuine in any manner; and
  - b. they have not been dismissed from Service of any Government or semi-Government or autonomous organization; and
- 05. Their *inter se* seniority will be reckoned as per merit assigned by the Khyber Pakhtunkhwa Public Service Commission w/r to their letters No. PSC/SR-V/002544 dated 04.02.2020, No. PSC/SR-V/002545 dated 04.02.2020, No. PSC/SR-V/002546 dated 04.02.2020 & No. PSC/SR-V/002547 dated 04.02.2020, and not on the basis of assumption of charge of the post; and

*[Handwritten signature]*

06. They will not be entitled to any TA/DA for joining their first place of appointment.

If the above terms and conditions are acceptable to them, they should submit arrival report in the institutions mentioned against their names for duty within (15) days of the issuance of this order.

Sd/-  
DIRECTOR GENERAL HEALTH  
SERVICES, K.P. PESHAWAR.

No. 1066-1100 /E.II, Dated Pesh. The 22 / 03 / 2020.  
Copy forwarded to the:-

- 01. Secretary to Govt. of Khyber Pakhtunkhwa Health Department Peshawar for information.
  - 02. Secretary Khyber Pakhtunkhwa Public Service Commission, Peshawar w/r to their letters No. No. PSC/SR-V/002544 dated 04.02.2020, No. PSC/SR-V/002545 dated 04.02.2020, No. PSC/SR-V/002546 dated 04.02.2020 & No. PSC/SR-V/002547 dated 04.02.2020.
  - 03. Medical Superintendent Saidu Group of Teaching Hospital, Swat
  - 04. Medical Superintendent King Abdullah Teaching Hospital, Mansehra
  - 05. Medical Supdt. Nawaz Sharif Kidney Diseases Swat
  - 06. Medical Supdt. Women & Children Hospital, Karak
  - 07. Medical Superintendent BKMC Swabi
  - 08. Medical Superintendent DHQ Hospitals, Swabi, Charsadda, Mardan, Nowshera, Alpurai Shangla, Timergara Lower Dir, Upper Dir, Batkhela, Karak, Hangu, Battagram, KDA Kohat, Lakki Marwat, Tank & Parachinar, Bajaur, Orakzai.
  - 09. District Health Officers, Charsadda, Nowshera, Swabi, Lower Dir, Upper Dir, South Waziristan, Chitral, & Shangla.
  - 10. District Accounts Officers concerned
  - 11. DA-concerned DGHS office Peshawar
  - 12. Charge Nurses concerned
- For information and necessary action.

*[Handwritten signature]*  
22/03/2020  
DIRECTOR GENERAL HEALTH  
SERVICES KHYBER PAKHTUNKHWA  
PESHAWAR.

22/3

CTC  
22/3



DIRECTORATE GENERAL HEALTH SERVICES  
KHYBER PAKHTUNKHWA PESHAWAR

(10)

All communications Should be Addressed to The Director General  
Health Services Peshawar and not to any official by name  
Office Ph : 091 - 921021 Exchange : 091 - 9210187, 091 - 9210196 Fax : 091 - 9210230

To:- No. 3510 /E.II, Dated Peshawar the 23/09 /2020

The Medical Superintendent,  
Saidu Group of Teaching Hospital, Swat.

Subject: - APPLICATION.  
Memo:-

Reference your letter No. 10574/PF dated 10.09.2020, on  
the subject noted above.

This Directorate has No Objection on apply of Mr. Abid Ali  
S/O Muhammad Ismail, Charge Nurse BS-16 Saidu Group of Teaching  
Hospital, Swat for the post of Nurse at Ministry of Health Kuwait through  
Overseas Employment Corporation Islamabad.

Please inform him accordingly

ADDL. DIRECTOR GENERAL (HRM)  
DIRECTORATE GENERAL HEALTH  
SERVICES, KP PESHAWAR

23/9

Attested

Advocate

Amended

(11)



**DIRECTORATE GENERAL HEALTH SERVICES  
KHYBER PAKHTUNKHWA PESHAWAR**

All communications should be addressed to The Director General  
Health Services Peshawar and not to any official by name

Office No. 1/82, Peshawar. Telephone Nos. 922251, 9221, 9222, 9223, 9224, 9225, 9226, 9227, 9228, 9229, 9230, 9231, 9232, 9233, 9234, 9235, 9236, 9237, 9238, 9239, 9240, 9241, 9242, 9243, 9244, 9245, 9246, 9247, 9248, 9249, 9250, 9251, 9252, 9253, 9254, 9255, 9256, 9257, 9258, 9259, 9260, 9261, 9262, 9263, 9264, 9265, 9266, 9267, 9268, 9269, 9270, 9271, 9272, 9273, 9274, 9275, 9276, 9277, 9278, 9279, 9280, 9281, 9282, 9283, 9284, 9285, 9286, 9287, 9288, 9289, 9290, 9291, 9292, 9293, 9294, 9295, 9296, 9297, 9298, 9299, 9300, 9301, 9302, 9303, 9304, 9305, 9306, 9307, 9308, 9309, 9310, 9311, 9312, 9313, 9314, 9315, 9316, 9317, 9318, 9319, 9320, 9321, 9322, 9323, 9324, 9325, 9326, 9327, 9328, 9329, 9330, 9331, 9332, 9333, 9334, 9335, 9336, 9337, 9338, 9339, 9340, 9341, 9342, 9343, 9344, 9345, 9346, 9347, 9348, 9349, 9350, 9351, 9352, 9353, 9354, 9355, 9356, 9357, 9358, 9359, 9360, 9361, 9362, 9363, 9364, 9365, 9366, 9367, 9368, 9369, 9370, 9371, 9372, 9373, 9374, 9375, 9376, 9377, 9378, 9379, 9380, 9381, 9382, 9383, 9384, 9385, 9386, 9387, 9388, 9389, 9390, 9391, 9392, 9393, 9394, 9395, 9396, 9397, 9398, 9399, 9400, 9401, 9402, 9403, 9404, 9405, 9406, 9407, 9408, 9409, 9410, 9411, 9412, 9413, 9414, 9415, 9416, 9417, 9418, 9419, 9420, 9421, 9422, 9423, 9424, 9425, 9426, 9427, 9428, 9429, 9430, 9431, 9432, 9433, 9434, 9435, 9436, 9437, 9438, 9439, 9440, 9441, 9442, 9443, 9444, 9445, 9446, 9447, 9448, 9449, 9450, 9451, 9452, 9453, 9454, 9455, 9456, 9457, 9458, 9459, 9460, 9461, 9462, 9463, 9464, 9465, 9466, 9467, 9468, 9469, 9470, 9471, 9472, 9473, 9474, 9475, 9476, 9477, 9478, 9479, 9480, 9481, 9482, 9483, 9484, 9485, 9486, 9487, 9488, 9489, 9490, 9491, 9492, 9493, 9494, 9495, 9496, 9497, 9498, 9499, 9500, 9501, 9502, 9503, 9504, 9505, 9506, 9507, 9508, 9509, 9510, 9511, 9512, 9513, 9514, 9515, 9516, 9517, 9518, 9519, 9520, 9521, 9522, 9523, 9524, 9525, 9526, 9527, 9528, 9529, 9530, 9531, 9532, 9533, 9534, 9535, 9536, 9537, 9538, 9539, 9540, 9541, 9542, 9543, 9544, 9545, 9546, 9547, 9548, 9549, 9550, 9551, 9552, 9553, 9554, 9555, 9556, 9557, 9558, 9559, 9560, 9561, 9562, 9563, 9564, 9565, 9566, 9567, 9568, 9569, 9570, 9571, 9572, 9573, 9574, 9575, 9576, 9577, 9578, 9579, 9580, 9581, 9582, 9583, 9584, 9585, 9586, 9587, 9588, 9589, 9590, 9591, 9592, 9593, 9594, 9595, 9596, 9597, 9598, 9599, 9600, 9601, 9602, 9603, 9604, 9605, 9606, 9607, 9608, 9609, 9610, 9611, 9612, 9613, 9614, 9615, 9616, 9617, 9618, 9619, 9620, 9621, 9622, 9623, 9624, 9625, 9626, 9627, 9628, 9629, 9630, 9631, 9632, 9633, 9634, 9635, 9636, 9637, 9638, 9639, 9640, 9641, 9642, 9643, 9644, 9645, 9646, 9647, 9648, 9649, 9650, 9651, 9652, 9653, 9654, 9655, 9656, 9657, 9658, 9659, 9660, 9661, 9662, 9663, 9664, 9665, 9666, 9667, 9668, 9669, 9670, 9671, 9672, 9673, 9674, 9675, 9676, 9677, 9678, 9679, 9680, 9681, 9682, 9683, 9684, 9685, 9686, 9687, 9688, 9689, 9690, 9691, 9692, 9693, 9694, 9695, 9696, 9697, 9698, 9699, 9700, 9701, 9702, 9703, 9704, 9705, 9706, 9707, 9708, 9709, 9710, 9711, 9712, 9713, 9714, 9715, 9716, 9717, 9718, 9719, 9720, 9721, 9722, 9723, 9724, 9725, 9726, 9727, 9728, 9729, 9730, 9731, 9732, 9733, 9734, 9735, 9736, 9737, 9738, 9739, 9740, 9741, 9742, 9743, 9744, 9745, 9746, 9747, 9748, 9749, 9750, 9751, 9752, 9753, 9754, 9755, 9756, 9757, 9758, 9759, 9760, 9761, 9762, 9763, 9764, 9765, 9766, 9767, 9768, 9769, 9770, 9771, 9772, 9773, 9774, 9775, 9776, 9777, 9778, 9779, 9780, 9781, 9782, 9783, 9784, 9785, 9786, 9787, 9788, 9789, 9790, 9791, 9792, 9793, 9794, 9795, 9796, 9797, 9798, 9799, 9800, 9801, 9802, 9803, 9804, 9805, 9806, 9807, 9808, 9809, 9810, 9811, 9812, 9813, 9814, 9815, 9816, 9817, 9818, 9819, 9820, 9821, 9822, 9823, 9824, 9825, 9826, 9827, 9828, 9829, 9830, 9831, 9832, 9833, 9834, 9835, 9836, 9837, 9838, 9839, 9840, 9841, 9842, 9843, 9844, 9845, 9846, 9847, 9848, 9849, 9850, 9851, 9852, 9853, 9854, 9855, 9856, 9857, 9858, 9859, 9860, 9861, 9862, 9863, 9864, 9865, 9866, 9867, 9868, 9869, 9870, 9871, 9872, 9873, 9874, 9875, 9876, 9877, 9878, 9879, 9880, 9881, 9882, 9883, 9884, 9885, 9886, 9887, 9888, 9889, 9890, 9891, 9892, 9893, 9894, 9895, 9896, 9897, 9898, 9899, 9900, 9901, 9902, 9903, 9904, 9905, 9906, 9907, 9908, 9909, 9910, 9911, 9912, 9913, 9914, 9915, 9916, 9917, 9918, 9919, 9920, 9921, 9922, 9923, 9924, 9925, 9926, 9927, 9928, 9929, 9930, 9931, 9932, 9933, 9934, 9935, 9936, 9937, 9938, 9939, 9940, 9941, 9942, 9943, 9944, 9945, 9946, 9947, 9948, 9949, 9950, 9951, 9952, 9953, 9954, 9955, 9956, 9957, 9958, 9959, 9960, 9961, 9962, 9963, 9964, 9965, 9966, 9967, 9968, 9969, 9970, 9971, 9972, 9973, 9974, 9975, 9976, 9977, 9978, 9979, 9980, 9981, 9982, 9983, 9984, 9985, 9986, 9987, 9988, 9989, 9990, 9991, 9992, 9993, 9994, 9995, 9996, 9997, 9998, 9999, 10000

**OFFICE ORDER.**

Sanction is hereby accorded to the grant of (730) days leave (BOL without pay (Ex-Pakistan) w.e. from 01.11.2020 or from the date of availing but not later than (21) days of the issuance of this office order in favour of Mr. Abid Ali S/O Muhammad Ismail, Charge Nurse BS-16 SGTH, Swat as admissible to him under the Revised leave Rules-1981.

On expiry of his leave he will report to this Directorate for further posting.

This Directorate has No Objection on his proceeding abroad

Sd/-

**DIRECTOR GENERAL HEALTH  
SERVICES, K.P PESHAWAR.**

No. 4038-41 /E.II. Dated Pesh. The 27/10 (2020)

Copy forwarded to the:-

01. Medical Supdt. SGTH, Swat w/r to his letter No. 12892/FF dated 24.10.2020.
02. District Accounts Officer, Swat.
03. Mr. Abid Ali S/O Muhammad Ismail, Charge Nurse BS-16 SGTH Swat.
04. DA-concerned DGHS Khyber Pakhtunkhwa Peshawar.

For information and n/action.

*Daloo*  
**ADDL: DIRECTOR GENERAL (HRM)  
DIRECTORATE GENERAL HEALTH  
SERVICES, K.P PESHAWAR**

*Amo*  
*27/10*



**DIRECTORATE GENERAL HEALTH SERVICES  
KHYBER PAKHTUNKHWA PESHAWAR**

All communications should be addressed to The Director General  
Health Services Peshawar and not to any other authority.  
Telephone: 23232323, 23232323, 23232323, 23232323, 23232323, 23232323, 23232323, 23232323, 23232323, 23232323

~ Du  
12

REGISTERED

No. /E.II Dated Pesh: the 12/11/2022.

To:-

Mr. Abid Ali S/O Muhammad Ismail,  
Mohalla Ma'alay Village Dakorak  
Post Office and Tehsil Charbagn  
District Swat

Subject - APPLICATION FOR TWO YEARS LEAVE WITHOUT PAY  
(1<sup>st</sup> NOV 2022 TO 1<sup>st</sup> NOV 2024).

Memo -

Reference your application dated 06.10.2022 on the subject noted above.

Your request for extension of your EOL without pay (EX-Pakistan) for a period of two years w.e.f 01.11.2022 to 31.10.2024 is regretted.

Your previous leave for 730 days granted via this Directorate office order bearing Endst: No. 4038-41/E II dated 27.10.2020 is already expired on 31.10.2022. You are directed to immediately report to this Directorate General Health Services Khyber Pakhtunkhwa Peshawar for further posting.

*[Signature]*  
ADD: DIRECTOR GENERAL (HRM)  
DIRECTORATE GENERAL HEALTH  
SERVICES, KP PESHAWAR.

CC

Medical Superintendent, SGTH Swat for information

7/23/11/22

*[Handwritten notes]*  
copy  
19/11/2022

No. 23442-43 /PF. Dated. 21/12/22

Copy to:-

- ① N/S SGTH, Swat
- ② C/N Concerned.

*[Signature]*

*[Signature]*

21/12/22



To

The Director General Health KPK Peshawar

12 June 2023

(P/1034/2023)

Subject: In Response to your notification INF  
published in news paper

Major Diary No. 19050  
Date 12/06/23  
District  
Khyber Pakhtunkhwa

Respected Sir,

I am here to try to explain the reason of my absence from my job. That after completion of my ex-pakistan leaves I was willing to join my duty but unfortunately there was a serious security issues to my family, resulting targeted killing of my uncle. I was not feeling safe to continue my job in the current situation. Therefore I requested to get extension for more two years, which has been cancelled as I got it from news paper, where it is mention that I had three notification (but during those notifications I was on the legal leaves)

The notification described that if I did not join so I will be terminated from my job, but I am not aware of the notifications not receive any of them.

Therefore it is further requested for your kind consideration

to please concern on resuming of my job

I wish for the good Anticipation

yours Sincerely

Abid Ali 510 Mohammad Ismail

Staff Nurse



DIRECTORATE GENERAL HEALTH SERVICES  
KHYBER PAKHTUNKHWA PESHAWAR

14

All communications Should be Addressed to The Director General  
Health Services Peshawar and not to any official by name  
Office Ph : 091 - 9210269 Exchange : 091 - 9210187, 091 - 9210196 Fax : 091 - 9210230

OFFICE ORDER

01. **WHEREAS:** Disciplinary proceedings under E & D Rules were initiated against Mr. Abid Ali S/O Muhammad Ismail Registered Nurse Officer (RNO) BS-16 previously attached to Saidu Group of Teaching Hospital Saidu Sharif Swat on account of his absence from duty w.e.f. 01.11.2022 after expiry of his 730 days EOL without pay (Ex-Pakistan) and rejection of his application for extension of leave for further two years.

02. **AND WHEREAS:** the above named (RNO) was directed at his home address through registered letter No. 6118-19/E-II dated 05.12.2022, letter No. 1292-93/E-II dated: 17.02.2023 and letter No. 1951-52/E-II dated: 30.03.2023, as well as absence notice through press published in Daily "Express" Peshawar on 03.06.2023 and the Daily "Mashriq" Peshawar on 06.06.2023, directing him to resume duty within 15 days of the publication of the absence Notice in the press failing which exparty action will be taken against him under E & D Rules 2011, but he did not respond to the said notice.

03. Now therefore I, Director General Health Services, Khyber Pakhtunkhwa Peshawar, being Competent Authority, in exercise of Powers conferred under Khyber Pakhtunkhwa Govt. Servants E & D Rules 2011, am pleased to impose major penalty of "Removal from Service" upon Mr. Abid Ali S/O Muhammad Ismail Registered Nurse Officer (RNO) BS-16 previously attached to Saidu Group of Teaching Hospital Saidu Sharif Swat on account of his willful absence from duty w.e.f. 01.11.2022. His absence period is treated without pay.

Sd/-  
DIRECTOR GENERAL HEALTH  
SERVICES, KPK, PESHAWAR.

No. 7182-86 /E.II, Dated Peshawar. the 26/02/2023

Copy forwarded to the: -

01. Medical Supdt: Saidu Group of Teaching Hospital Swat.
02. District Account Officer Swat.

Registered/AD.

03. Mr. Abid Ali S/O Muhammad Ismail Mohalla Malalay Village. Dakorak Post Office and Tehsil Charbagh District Swat.
  04. DA-concerned, DGHS office Peshawar.
  05. Nursing promotion Cell DGHS KP Peshawar.
- For information and necessary action.

~~DIRECTOR GENERAL HEALTH  
SERVICES, KPK, PESHAWAR.~~

23/10/2023

2/3

Attested

Amir

Advocate

# 157 # 15

**BEFORE THE SECRETARY HEALTH DEPARTMENT GOVERNMENT**  
**OF KHYBER PAKHTUNKHWA, PESHAWAR**

Abid Ali S/o Muhammad Ismail Ex-Registered Nurse Officer BPS-16, Saidu Group  
of Teaching Hospitals. -----Appellant

**VERSUS**

The Director General Health Services Khyber Pakhtunkhwa, Peshawar.  
-----Respondent

Subject: **Departmental appeal against the office order No. 7182-86/E-II**  
**dated Peshawar the 26-02-2024, received on 02-03-2024.**

Respected Sir,

The Appellant submits as under;

That the Appellant was appointed as Male Nurse in March, 2020 and was working as Male Nurse at Saidu Group of Teaching Hospitals.

That the Appellant applied for the post of Nurse at the Ministry of Health Kuwait, for which the Appellant applied for NOC and the same was granted.

That the Appellant then applied for Extra Ordinary Leave Ex-Pakistan from 01-11-2020 for a total period of 730 days. The leave without pay was sanctioned by office order No. 4038-41/E-II dated Pesh. The 27-10-2020.

That the Appellant proceeded abroad, but due to circumstances the Appellant was unable to come back to Pakistan. Also that the family of the Appellant was under threat from certain miscreants and has suffered loss of uncle as well. The proof is the FIR No. 788 dated 08-08-2022.

That the Appellant submitted an application for extension of the leave for further period of 2 years and it was rejected.

That the department then issued letters to the Appellant but not a single letter was delivered to the Appellant.

That finally the Appellant came back in the year 2023 and submitted application in response to publication made in the newspaper. The appellant also requested for resuming his duties.

That the appellant was grieved that the Appellant is Removed from service by office order No. 7182-86/E-II dated Peshawar the 26-02-2024, received on 02-03-2024.

That the Appellant is shocked that no departmental inquiry is made against the Appellant.

That no charge sheet, statement of allegation and not even final show cause notice is issued to the Appellant as the Appellant was present in Pakistan and waiting for order to resume duties.

That the Appellant is also not asked to appear for personal hearing.

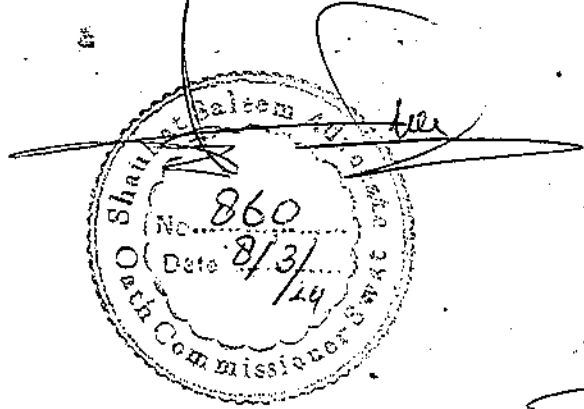
That the Appellant wants to be heard in person.

It is thus very humbly requested to on acceptance of this departmental appeal the order of removal from service set aside and the Appellant allowed to resume his duties and also all back benefits also granted.

Appellant  
*Abid Ali*  
Abid Ali  
8/3/24

**Affidavit:**

It is stated on oath that all the contents of this departmental appeal are true and correct to the best of my knowledge and belief.



Deponent  
*Abid Ali*  
Abid Ali  
8/3/24

*Attested*  
*[Signature]*  
Advocate

بعدالت جناب سروس ملٹریٹری لٹریچر کیس اور اس کے

مورخہ 6 جون 2024 منجانب اسپیکر

مقدمہ عابد علی بنام حکومت گلگت بلتستان

دعویٰ جرم سروس ملٹریٹری لٹریچر

باعث تحریر آنکے

مقدمہ مندرجہ عنوان بالا میں اپنے طرف سے واسطے پیروی و جواب دہی وکل کارروائی متعلقہ آن مقام سروس ملٹریٹری لٹریچر کیس کے بارے میں (رحمن) ، امیر ادا لکھنؤ اور وکیل مقرر کر کے اقرار کیا جاتا ہے کہ صاحب موصوف کو مقدمہ کی کل کارروائی کا کامل اختیار ہوگا۔ نیز وکیل صاحب کو راضی نامہ و تقرر حالت و فیصلہ برحلف دینے جواب دہیا اور اقبال دعویٰ اور درخواست ہر قسم کی تصدیق زر اور اس پر دستخط کرنے کا اختیار ہوگا۔ نیز بصورت عدم پیروی یا ڈگری ایک طرف اپیل کی برآمدگی اور منسوخ مذکور کے مکمل یا جزوی کارروائی کے واسطے اور وکیل یا مختار قانونی کو اپنی ہمراہ یا اپنی بجائے تقرر کا اختیار ہوگا۔ اور صاحب مقرر شدہ کو بھی جملہ مذکورہ بالا اختیارات حاصل ہونگے اور اس کا ساختہ برواختہ منظور و قبول ہوگا۔ اور دوران مقدمہ میں جو خرچہ دہر جانہ التوائے مقدمہ کے سبب سے ہوگا اسکے مستحق وکیل صاحب ہونگے۔ نیز بقایا و خرچہ کی وصولی کرتے وقت کا بھی اختیار ہوگا۔ اگر کوئی تاریخ پیشی مقام دورہ پر ہو یا حد سے باہر ہو تو وکیل صاحب پابند نہ ہونگے کی پیروی مقدمہ مذکور لہذا وکالت نامہ لکھ دیا کہ سند رہے

المرقوم 6 ماہ جون 2024

العبد گواہ شد العبد العبد  
عابد علی

العبد گواہ شد العبد  
کیلیے منظور ہے